

MI Child Support Formula - ADM 2003 - 22-10

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Subject: ADM 2003 - 22-10

Mr. Weichman,

I have just read your comments on AMD 2003-22-9 & 10. I also presented at the July 19th hearing. In your comments on medical expenses you referenced the use of empirical data used as a basis in the proposed changes for medical expenses. My question is what empirical data was used as a basis for the change from squares to cubes in ADM 2003-22-10?

Federal law requires the use of economic (empirical) data on the cost of raising children as a basis for Child support guideline formulas. I have reviewed SERcubingrational.pdf and I see no empirical data sighted as the basis for the change from squares to cubing. All available empirical data shows that the ratio should allocate a greater portion of the family support to the noncustodial parent not less as the Cubing modification does. By not basing the SER on empirical data, the proposed changes to ADM -22-10 are in violation both State and Federal law because the formula is not based on the economic data of the needs/costs of raising the children while they are in the care of the Noncustodial parent.

Further more, in cases of less than 52 overnights, the Custodial parent's income does not support the needs of the children. This is another violation of the law. Child Support Guidelines are suppose to be based on the economic data on the costs of raising children and the income of BOTH parents.

By failing to use economic data as a basis for the SER, the Guidelines would be in violation of the law and therefore any Child support recommendation incorporating it's use would therefore be an unjust application of the guidelines.

Keith Hieber